

# Senate File 2211 - Introduced

SENATE FILE \_\_\_\_\_  
BY COMMITTEE ON JUDICIARY

(SUCCESSOR TO SF 2057)

Passed Senate, Date \_\_\_\_\_ Passed House, Date \_\_\_\_\_  
Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_\_  
Approved \_\_\_\_\_

## A BILL FOR

1 An Act relating to the residency of a district judge nominee.  
2 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:  
3 TLSB 5298SV 82  
4 jm/rj/8

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1 1 Section 1. Section 46.14, subsection 1, Code 2007, is  
1 2 amended to read as follows:  
1 3 1. Each judicial nominating commission shall carefully  
1 4 consider the individuals available for judge, and within sixty  
1 5 days after receiving notice of a vacancy shall certify to the  
1 6 governor and the chief justice the proper number of nominees,  
1 7 in alphabetical order. Such nominees shall be chosen by the  
1 8 affirmative vote of a majority of the full statutory number of  
1 9 commissioners upon the basis of their qualifications and  
1 10 without regard to political affiliation. Nominees shall be  
1 11 members of the bar of Iowa, shall be residents of the state ~~or~~  
~~1 12 district of the court to which they are nominated~~, and shall  
1 13 be of such age that they will be able to serve an initial and  
1 14 one regular term of office to which they are nominated before  
1 15 reaching the age of seventy-two years. Nominees for district  
1 16 judge shall file a certified application form, to be provided  
1 17 by the supreme court, with the chairperson of the district  
1 18 judicial nominating commission. Absence of a commissioner or  
1 19 vacancy upon the commission shall not invalidate a nomination.  
1 20 The chairperson of the commission shall promptly certify the  
1 21 names of the nominees, in alphabetical order, to the governor  
1 22 and the chief justice.

### EXPLANATION

1 23  
1 24 This bill relates to the residency of a district judge  
1 25 nominee. The bill eliminates the requirement that a nominee  
1 26 for a district judgeship be a resident of the judicial  
1 27 election district prior to nomination for appointment by the  
1 28 district judicial nominating commission.  
1 29 Under the bill and in current law, the nominee must become  
1 30 a resident of the judicial election district upon appointment  
1 31 by the governor in order to serve as a district judge pursuant  
1 32 to Code section 602.6201, subsection 2.  
1 33 LSB 5298SV 82  
1 34 jm/rj/8